Application No. 10/084,606 Amendment dated August 25, 2003 Reply to Office Action of June 3, 2003 RECEIVED SEP 02 2003

IN THE UNITED STATES PATENT AND TRADEMARK OFF TO THE TOTAL PROPERTY OF THE TRADEMARK OFF TOTAL PROPERTY OF THE TOTAL PROPERTY OF THE

n re Application of: McNeilage et al.

: Group Art Unit: 1661

Serial No.: 10/084,606

: Examiner: Hwu, June

Filed: February 25, 2002

: Confirmation: 1625

For: KIWI PLANT NAMED 'HORTGEM RUA'

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as Express Mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450. Alexandria, VA 22313-1450

August 25, 2003

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RESPONSE TO OFFICE ACTION AND AMENDMENT

Commissioner for Patents Alexandria, VA 22313-1450

Sir:

In response to the Office Action dated June 3, 2003, Applicants respectfully request reconsideration of the rejection and provide the following response.

Please amend the above-identified application as follows:

Amendments to the Specification begin on page 2 of this paper.

Remarks/Argument begin on page 4 of this paper.